

United States District Court

DISTRICT OF DELAWARE

UNITED STATES OF AMERICA

v.

ALFREDITO CAMPUSANO
a/k/a ERICSON PIMENTEL

(Name and Address of Defendant)

Criminal Complaint

CASE NO. 07-113M (MPT)

I, the undersigned complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief.

On or about May 30, 2007, in New Castle County, in the District of Delaware defendant(s),

(Track Statutory Language of Offense)

a citizen and national of the Dominican Republic who had previously been removed/deported from the United States on or about May 20, 2003, was found in the United States, and prior to his reembarkation at a place outside the United States neither the Undersecretary for Border and Transportation Security, Department of Homeland Security, nor the Attorney General had expressly consented to such alien's reapplying for readmission,

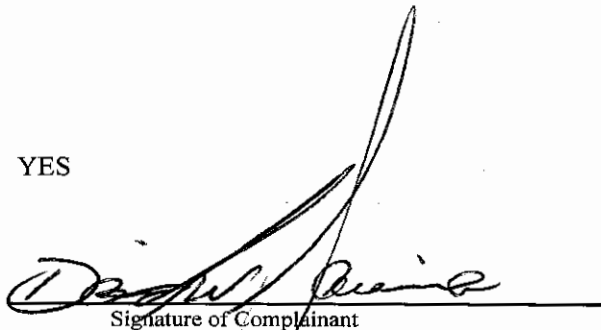
in violation of Title 8 United States Code, Section(s) 1326(a)

I further state that I am a(n) Deportation Officer, U.S. Immigration and Customs Enforcement and that this complaint is based on the following facts:

Official Title

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: YES

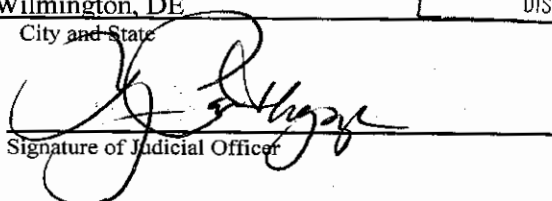

Signature of Complainant
David W. Savina
Deportation Officer
U.S. Immigration and Customs Enforcement

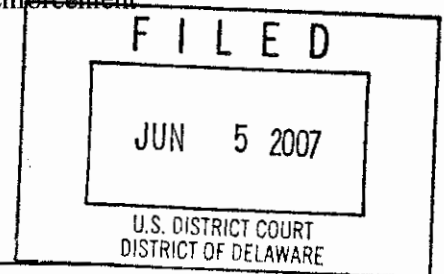
Sworn to before me and subscribed in my presence,

June 5, 2007
Date

at Wilmington, DE
City and State

Honorable Mary Pat Thyne
United States Magistrate Judge
Name & Title of Judicial Officer


Signature of Judicial Officer



AFFIDAVIT

I, David W. Savina, being duly sworn, depose and say:

1. I am a Deportation Officer with the United States Department of Homeland Security, Bureau of Immigration & Customs Enforcement (ICE), Dover, Delaware. I have been employed as a Deportation Officer September 14, 1998, when the INS employed me. The INS was transferred to the U.S. Department of Homeland Security as the Immigration & Customs Enforcement Division in March 2003.

2. This investigation is based upon information provided by DHS/ICE records, National Crime Information Center (NCIC), FBI records, and my own observations and interviews.

3. On or about May 30, 2007, the ICE Wilmington office received notification from the Howard Young Correctional Institution in Wilmington, DE that a possible illegal alien was incarcerated at the facility. ICE database and NCIC record checks were conducted that indicated the subject, Alfredivito CAMPUSANO a/k/a Ericson PIMENTEL, was a possible illegal alien from the Dominican Republic.

4. On May 30, 2007, your affiant interviewed Alfredivito CAMPUSANO at the Howard Young Correctional Institution in Wilmington, Delaware. Once advised of his rights in English pursuant to Miranda v. Arizona, Alfredivito CAMPUSANO signed a written waiver of his rights and agreed to speak with your affiant. The subject stated that his true and correct name is Alfredivito CAMPUSANO and that he was born on a particular date in 1984 in the Dominican Republic. He stated that he last entered into the United States as a stowaway on or about May 17, 2003, at or near the Port Everglades, Florida.

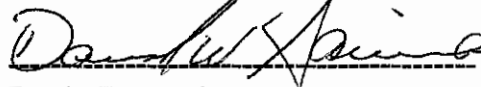
5. Alfredivito CAMPUSANO is currently housed at the Howard Young Correctional Institution in Wilmington, Delaware on a detainer placed on him by DHS/ICE for removal from the United States.

6. Your affiant has reviewed DHS/ICE alien database records and alien file A77 013 480 that indicate Alfredivito CAMPUSANO, born on a particular date in 1984 in the Dominican Republic, attempted to enter the United States as a stowaway on May 31, 2000. Alfredivito CAMPUSANO was removed from the United States via M/V Caribe Merchant Crowley on May 31, 2000. Alfredivito CAMPUSANO attempted to reenter the United States illegally as a stowaway on or about May 17, 2003. Alfredivito CAMPUSANO was again removed from the United States to the Dominican Republic via MCC Olympus on May 20, 2003.

7. Your affiant queried the subject's fingerprints in an automated system. The results of that query showed that Alfredivito CAMPUSANO was deported on the occasions cited above. The FBI database found that the fingerprints submitted matched FBI #767307TB3 with the name on record of Alfredivito CAMPUSANO.


8. ICE and Criminal database checks revealed that in May 2007 Alfredivito CAMPUSANO was convicted in the Delaware Superior Court of Possession With the Intent to Deliver a Narcotic Schedule II Controlled Substance (cocaine).

WHEREFORE, your affiant avers that there is probable cause to believe that Alfredivito CAMPUSANO, a citizen and national of Mexico, was removed by DHS/ICE to the Dominican Republic on May 20, 2003, and prior to his reembarkation at a place outside the United States, neither the Undersecretary for Border and Transportation Security, Department of Homeland Security nor the Attorney General of the United States had expressly consented to such alien's reapplying for admission, in violation of Title 8, United States Code, Section 1326(a).



David W. Savina
Deportation Officer
U.S. Immigration & Customs Enforcement

Subscribed and sworn to before me
this 5 day of June, 2007.


The Honorable Mary Pat Thyng
United States Magistrate Judge

FILED
JUN 5 2007
ICE
U.S. IMMIGRATION & CUSTOMS ENFORCEMENT
NEW YORK, NY